

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S6623–S6699*

**Measures Introduced:** Seven bills and four resolutions were introduced, as follows: S. 1727–1733, S. Res. 296–298, and S. Con. Res. 32. **Page S6665**

#### Measures Passed:

**Mt. Andrea Lawrence Designation Act:** Committee on Energy and Natural Resources was discharged from further consideration of S. 925, to designate Mt. Andrea Lawrence, and the bill was then passed. **Page S6692**

**La Pine Land Conveyance Act:** Senate passed S. 270, to direct the Secretary of the Interior to convey certain Federal land to Deschutes County, Oregon, after agreeing to the committee amendment. **Pages S6690–91**

**Salmon Lake Land Selection Resolution Act:** Senate passed S. 292, to resolve the claims of the Bering Straits Native Corporation and the State of Alaska to land adjacent to Salmon Lake in the State of Alaska and to provide for the conveyance to the Bering Straits Native Corporation of certain other public land in partial satisfaction of the land entitlement of the Corporation under the Alaska Native Claims Settlement Act, after agreeing to the committee amendment. **Page S6691**

**Little Wood River Ranch Hydroelectric Project:** Senate passed S. 333, to reinstate and extend the deadline for commencement of construction of a hydroelectric project involving the Little Wood River Ranch. **Page S6691**

**American Falls Reservoir Hydroelectric Project:** Senate passed S. 334, to reinstate and extend the deadline for commencement of construction of a hydroelectric project involving the American Falls Reservoir. **Pages S6691–92**

**Land Grant Patent:** Senate passed S. 404, to modify a land grant patent issued by the Secretary of the Interior. **Page S6692**

**C.C. Cragin Dam and Reservoir:** Senate passed H.R. 489, to clarify the jurisdiction of the Secretary

of the Interior with respect to the C.C. Cragin Dam and Reservoir. **Page S6692**

**Hoover Power Allocation Act:** Senate passed H.R. 470, to further allocate and expand the availability of hydroelectric power generated at Hoover Dam. **Page S6692**

**Ski Area Recreational Opportunity Enhancement Act:** Senate passed H.R. 765, to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits. **Page S6692**

**Enrollment Corrections:** Senate agreed to S. Con. Res. 32, to authorize the Clerk of the House of Representatives to make technical corrections in the enrollment of H.R. 470, an Act to further allocate and expand the availability of hydroelectric power generated at Hoover Dam. **Pages S6692–93**

**National Day on Writing:** Senate agreed to S. Res. 298, expressing support for the designation of October 20, 2011, as the “National Day on Writing”. **Page S6693**

#### Measures Considered:

**Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act—Agreement:** Senate continued consideration of H.R. 2112, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, taking action on the following amendments proposed thereto: **Pages S6633–38, S6638–53, S6657**

#### Adopted:

By a unanimous vote of 99 yeas (Vote No. 167), Cornyn Modified Amendment No. 775 (to Amendment No. 738), to prohibit funding for Operation Fast and Furious or similar “gun walking” programs. **Pages S6633, S6634–36, S6638, S6648–49**

Collins Amendment No. 804 (to Amendment No. 738), to prohibit the use of funds to implement a rule that sets maximum limits on the serving of vegetables in school meal programs or is inconsistent

with the recommendations of the most recent Dietary Guidelines for Americans for vegetables.

**Pages S6649–50**

Rejected:

By 44 yeas to 55 nays (Vote No. 168), McCain Amendment No. 740 (to Amendment No. 738), to eliminate funding for the trade adjustment assistance for firms program.

**Pages S6633, S6638, S6639–44, S6645–46, S6649**

Pending:

Reid (for Inouye) Amendment No. 738, in the nature of a substitute.

**Page S6633**

Reid (for Webb) Modified Amendment No. 750 (to Amendment No. 738), to establish the National Criminal Justice Commission.

**Pages S6633, S6636–38**

Kohl Amendment No. 755 (to Amendment No. 738), to require a report on plans to implement reductions to certain salaries and expenses accounts.

**Page S6633**

Durbin (for Murray) Amendment No. 772 (to Amendment No. 738), to strike a section providing for certain exemptions from environmental requirements for the reconstruction of highway facilities damaged by natural disasters or emergencies.

**Page S6633**

McCain Amendment No. 739 (to Amendment No. 738), to ensure that the critical surface transportation needs of the United States are made a priority by prohibiting funds from being used on lower-priority projects, such as transportation museums and landscaping.

**Pages S6633, S6644–45, S6646–48**

McCain Amendment No. 741 (to Amendment No. 738), to prohibit the use of appropriated funds to construct, fund, install, or operate certain ethanol blender pumps and ethanol storage facilities.

**Page S6634**

Sanders Amendment No. 816 (to Amendment No. 738), to provide amounts to support innovative, utility-administered energy efficiency programs for small businesses.

**Page S6650**

Landrieu Amendment No. 781 (to Amendment No. 738), to prohibit the approval of certain farmer program loans.

**Pages S6650, S6650–51**

Vitter Amendment No. 769 (to Amendment No. 738), to prohibit the Food and Drug Administration from preventing an individual not in the business of importing a prescription drug from importing an FDA-approved prescription drug from Canada.

**Page S6650**

Coburn Amendment No. 791 (to Amendment No. 738), to prohibit the use of funds to provide direct payments to persons or legal entities with an average adjusted gross income in excess of \$1,000,000.

**Page S6651**

Coburn Amendment No. 792 (to Amendment No. 738), to end payments to landlords who are endangering the lives of children and needy families.

**Pages S6651–53**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 10:30 a.m., on Wednesday, October 19, 2011; that the time until noon be equally divided between Senators McCain and Boxer, or their designees, for debate on the McCain Amendment No. 739 (to Amendment No. 738) (listed above); that at noon, Senate vote on or in relation to McCain Amendment No. 739 (to Amendment No. 738); that there be no amendments or points of order in order to the amendment prior to the vote other than budget points of order.

**Page S6657**

**Nominations Confirmed:** Senate confirmed the following nominations:

Dan W. Mozena, of Iowa, to be Ambassador to the People's Republic of Bangladesh.

Mary Beth Leonard, of Massachusetts, to be Ambassador to the Republic of Mali.

Adrienne S. O'Neal, of Michigan, to be Ambassador to the Republic of Cape Verde.

Thomas Charles Krajeski, of Virginia, to be Ambassador to the Kingdom of Bahrain.

Robert A. Mandell, of Florida, to be Ambassador to Luxembourg.

Mark Francis Brzezinski, of Virginia, to be Ambassador to Sweden.

Susan Denise Page, of Illinois, to be Ambassador to the Republic of South Sudan.

**Pages S6690, S6699**

**Nominations Received:** Senate received the following nominations:

Wendy M. Spencer, of Florida, to be Chief Executive Officer of the Corporation for National and Community Service.

Alfredo J. Balsera, of Florida, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2014.

Gina K. Abercrombie-Winstanley, of Ohio, to be Ambassador to the Republic of Malta.

Julissa Reynoso, of New York, to be Ambassador to the Oriental Republic of Uruguay.

Robert E. Whitehead, of Florida, to be Ambassador to the Togolese Republic.

1 Air Force nomination in the rank of general.

Routine lists in the Air Force, and Army.

**Pages S6698–99**

**Measures Placed on the Calendar:**

**Pages S6623, S6663**

**Executive Communications:**

**Pages S6663–65**

**Additional Cosponsors:**

**Pages S6665–67**

**Statements on Introduced Bills/Resolutions:****Pages S6667–73****Additional Statements:****Pages S6659–63****Amendments Submitted:****Pages S6673–90****Authorities for Committees to Meet:****Page S6690**

**Record Votes:** Two record votes were taken today. (Total—168)

**Page S6649**

**Adjournment:** Senate convened at 10:00 a.m. and adjourned at 7:37 p.m., until 9:30 a.m. on Wednesday, October 19, 2011. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S6693.)

## *Committee Meetings*

*(Committees not listed did not meet)*

### **PIPELINE SAFETY**

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety, and Security concluded a hearing to examine pipeline safety since San Bruno and other recent incidents, after receiving testimony from Cynthia L. Quarterman, Administrator, Pipeline and Hazardous Materials Safety Administration, Department of Transportation; Deborah A.P. Hersman, Chairman, National Transportation Safety Board; Nick Stavropoulos, Pacific Gas and Electric Company, San Francisco, California; Rick Kessler, Pipeline Safety Trust, Bellingham, Washington; and Donald F. Santa, Interstate Natural Gas Association of America, and Christina Sames, American Gas Association, both of Washington, D.C.

### **OIL SPILLS IN FOREIGN OUTER CONTINENTAL SHELF**

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine the status of response capability and readiness for oil spills in foreign Outer Continental Shelf waters adjacent to United States waters, after receiving testimony from Michael R. Bromwich, Director, Bureau of Safety and Environmental Enforcement, Department of the Interior; Vice Admiral Brian M. Salerno, Deputy Commandant for Operations, United States Coast Guard, Department of Homeland Security; Jorge R. Pinon, Florida International University Latin American and Caribbean Center Cuban Research Institute, Miami; Mark Myers, University of Alaska, Fairbanks; and Paul Schuler, Clean Caribbean and Americas, Fort Lauderdale, Florida.

### **REVIEW OF THE 2011 FLOODS**

*Committee on Environment and Public Works:* Committee concluded a hearing to examine a review of

the 2011 floods and the condition of the nation's flood control systems, after receiving testimony from Jo Ellen Darcy, Assistant Secretary of the Army for Civil Works, Department of Defense; Mayor A C Wharton, Jr., Memphis, Tennessee; Brian Dunnigan, Nebraska Department of Natural Resources Director, Lincoln; Gerald E. Galloway, University of Maryland, College Park; Larry A. Larson, Association of State Floodplain Managers, Inc., Madison, Wisconsin; Buzz Mattelin, Montana Wheat and Barley Committee, Culbertson; Terence J. McGean, Ocean City Engineer, Ocean City, Maryland; and Michael R. Lorino, Jr., Associated Branch Pilots, Metairie, Louisiana.

### **TAX REFORM OPTIONS**

*Committee on Finance:* Committee concluded a hearing to examine tax reform options, focusing on incentives for charitable giving, after receiving testimony from Frank J. Sammartino, Assistant Director for Tax Analysis, Congressional Budget Office; Elder Dallin H. Oaks, Church of Jesus Christ of Latter-day Saints, Salt Lake City, Utah; C. Eugene Steuerle, Urban Institute, and Roger Colinviaux, Catholic University of America Columbus School of Law, both of Washington, D.C.; Brian A. Gallagher, United Way Worldwide, Alexandria, Virginia; Monsignor Timothy C. Senior, Catholic Archdiocese of Philadelphia, Philadelphia, Pennsylvania; and Russell D. Moore, Southern Baptist Theological Seminary, Louisville, Kentucky.

### **TEN YEARS AFTER 9/11 AND THE ANTHRAX ATTACKS**

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine ten years after 9/11 and the anthrax attacks, focusing on protecting against biological threats, after receiving testimony from Tara O'Toole, Under Secretary for Science and Technology Directorate, Alexander G. Garza, Assistant Secretary for Health Affairs and Chief Medical Officer, both of the Department of Homeland Security; Nicole Lurie, Assistant Secretary of Health and Human Services for Preparedness and Response; Vahid Majidi, Assistant Director, Weapons of Mass Destruction Directorate, Federal Bureau of Investigation, Department of Justice; Robert P. Kadlec, former Special Assistant to the President for Biodefense Policy, Washington, D.C.; Thomas Inglesby, University of Pittsburgh Medical Center Center for Biosecurity, Baltimore, Maryland; and Jeffrey Levi, Trust for America's Health, Alexandria, Virginia.